## **REQUEST FOR** CONTINUED EXAMINATION (RCE)

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,

Provides for continued examination of a utility or plant

Application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

Application Number:

Filing Date:

Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (August 16, 2000); Interim Rule, 65 Fed. Reg. 14865

10/726,023

December 2, 2003

Tanzillo

First Named Inventor. **Group Art Unit:** 

3628

Examiner Name:

Nguyen

FEB 2 1 2006 384.7854 USI

Attorney Docket Number: CUSTOMER NO.:

27623

This is a Request for Continued Examination (RCE) Under 37 C.F.R. § 1.114 of the above-identified application. 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 153 (d) (PTO/SB/29) instead of RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and

(March 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1.	Subm	mission required under 37 C.F.R. § 1.114		
	a.	XXXXX	Previously submitted	
		i. XXX	XX Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed	
			on January 19, 2006 (any unentered amendment(s)	
			referred to above will be entered).	
		ii	Consider the arguments in the Appeal Brief or Reply Brief previously filed	
			filed on	
		iii	Other	
	b.		Enclosed	
		i	Amendment/Reply with transmittal	
		ii	Affidavit(s)/Declaration(s)	
		iii.	Information Disclosure Statement (IDS) and PTO-1449	
		iv.	Other	
2.	Misce	llaneous		
	a.		Suspension of action on the above-identified application is requested under 37	
			C.F.R. § 1.103(c) for a period of months. (Period of	
			C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)	
	b.		Other	
3.	Fees	The RCE fee U	nder 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.	
	a.	XXXXX	The Director is hereby authorized to charge any deficiency in fees, or credit any	
			overpayments to Deposit Account No. 01-0467.	
		i. XXX	XX RCE fee (\$790.00) required under 37 C.F.R. §1.17(e)	
		ii. XXX	<b>XX</b> Extension of Time fee (37 C.F.R. §§ 1.136 and 1.17) (\$120 – one month)	
		iii.	Other	
	b.	XXXXX	Check in the amount of \$ 910.00 enclosed	
	C.		Payment by credit card (Form PTO-2038 enclosed)	
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Dated: February 17, 2006

Paul D. Greeley, Esq. Attorney for Applicant(s) Registration No. 31,019

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I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alekandria, VA 22313-1450 on February 17,/2006

Theresa Doonan